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Attorney for Plaintiffs,
SUSAN PACINI and GARY FERNANDES



UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SUSAN PACINI, an individual; GARY FERNANDES, an individual,

Plaintiffs,

V.

NATIONSTAR MORTGAGE, LLC, as
successor in interest to Aurora Loan Services,
LLC, a business entity; and Does 1 through 100,
inclusive,

Defendants.

Case No.: 3:12-CV-4606

REQUEST FOR TELEPHONIC
APPEARANCE AT MOTION TO
DISMISS HEARING BEFORE THE
HONORABLE SUSAN ILLSTON

The Hon. Susan Illston

DATE: March 1, 2013

TIME: 9:00 A.M.

DEPT: Courtroom 10, 19th Floor

TO THE HONORABLE COURT, PARTIES, AND ATTORNEYS OF RECORD:

WHEREAS a hearing on Defendant's Motion to Dismiss Plaintiffs' First Amended Complaint has been set for March 1, 2013 at 9:00 a.m. before Honorable Susan Illston;

WHEREAS Plaintiffs are the true owners of properties for which Defendant acts as the servicer under the Deeds of Trust securing Plaintiffs' loans;

WHEREAS on January 17, 2013, the Court continued Defendant Nationstar Mortgage's Motion to Dismiss Plaintiffs' First Amended Complaint until March 1, 2013 to allow for further briefing in the motion;

WHEREAS Plaintiffs' counsel is located in San Mateo, California;

1 WHEREAS Plaintiffs believe that given that the case is not yet at issue, a personal
2 appearance should not be required as it would actually be more efficient for Plaintiffs to appear
3 via telephone at the hearing as opposed to in person.
4

5 Dated: February 25, 2013

Respectfully submitted,
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MELLEN LAW FIRM
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8 By: /s/ Matthew Mellen
9 Matthew Mellen, Esq.
10 Attorneys for Plaintiffs
SUSAN PACINI
GARY FERNANDES
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CERTIFICATE OF SERVICE

United States District Court – Northern District of California
Case Number: 3:12-CV-4606

I, the undersigned, declare that I am over the age of 18 and am not a party to this action. I am employed in the City of San Mateo, California; my business address is Mellen Law Firm, 411 Borel Ave., Suite 230, San Mateo, CA 94402.

On the date below, I served a copy of the foregoing document entitled:

**PLAINTIFFS' REQUEST FOR TELEPHONIC APPEARANCE AT MOTION TO
DISMISS HEARING**

on the interested parties in said case as follows:

Served Electronically Via the Court's CM/ECF System:

Counsel for Defendant:

Thomas Nathaniel Abbott

SEVERSON & WERSON

One Embarcadero Center,

San Francisco

415-398-3344

415-956-0439 (fax)

tna@severson.com

I declare under per

foregoing is true and

this Court, at whos

California on Febru

Molly Bell

(Type or Print Name)

/s/ Molly Bell

(Signature of Declarant)